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APPLICATION NO. 09/973,626
FIRST NAMED INVENTOR; JOHN DAVID TAYLOR
FILING DATE 01/10/2002

John D. Taylor
Steve K. Taylor
Taylor Corp: Pre-Paid Cash Cards Unlimited
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08/27/2005

To;
UNITED STATES DEPARTMENT OF COMMERCE
UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

Please find below and/or attached communication concerning this application or proceeding.

Dear Sirs;
Commissioner for Patents,

We received a letter of Notice of Abandonment dated 08/09/2005 from the Primary Examiner (Thien M. Le).

RECEIVED
OIPE/IAP

SEP 28 2005

In the Notice of Abandonment page, (a number list of 1 thru 7), in line 1 box a (X) states, Applicant's failure to file a proper reply to the office letter mailed on 21 October 2003. In 1(d) (X) no reply has been received.

(See explanation in box 7) 7. The reason below:

I, Examiner Edwyn Labaze, have been unsuccessfully calling the applicant with regards to the office action mailed on 10/21/2003. Since no response has been properly filled to the office, the case is officially abandoned.

The above applicants, petition to revive applicant's case 09/973,626 under 37 CFR 1.137 (a) or (b) or request to withdraw the holding of abandonment under 37 CFR 1.181 as to be promptly filing petition to revive applicant's case to minimize any negative effects on patent term.

37 CFR 1.137 Revival of abandoned application or lapsed patent.

(a) Unavoidable, where the delay was unavoidable, a petition may be filed to revive an abandoned application or a lapsed patent pursuant to this paragraph must be accompanied by;

(3) a showing to the satisfaction of the commissioner that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unavoidable, and

1.

I respectfully ask, that the commissioner, revive applicant's case 09/973,626. And minimize any negative effect that I might have caused or created. I believe the delay was unavoidable for the following reasons;

(i) Due to misunderstanding on my part and miscommunications between me and Examiner Edwyn Labaze . As a pro-se inventor and author of Taylor Corp: Pre Paid Cash Cards Unlimited, that has a Registered Copyright Certificate of said cash cards. I have tried to do all that I knew to do to complete the Patent application to the satisfaction of the examiners. Shortly after I received the letter dated 10/21/2003 , the Patent Office moved to another address, and the phone numbers were changed too. I didn't have the Office number. And I went threw by pass heart surgery in 1993 and for awhile I was alright health wise, but in 2003, and 2004 I had began having heart trouble again. I was sick and was making many trips to the Doctors. I didn't have enough income to maintain and keep a telephone. So on my part, the Patent Office wasn't able to contact me by phone. But my mailing address hadn't changed, I could have been contacted any time by mail by the Patent Office, but wasn't until I received a letter of abandonment from the Patent Office. As far as I knew, I had paid for a patent and there was no money owed. I was glad when I received a letter in 12/30/2004 from the Patent Office that our Patent Application had been published, but was published as a non- final application.

(ii) With respect, I would ask the Commissioner For Patents, to revive our Patent Application. I know that Examiner Edwyn Labaze and I have worked very hard to complete this patent application. The public need for this invention is very great. Please revive the patent application 09/973,626. Please let me know what cost I may owe for being untimely and late charges. I will be glad to pay the late charges and will do my best to keep all letters and phone calls timely in the future.

(iii) If I need to make amendments to certain contents of the patent application, I will be glad to do so, to the best that I can.

Respectfully Submitted
John David Taylor



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